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Approved for use through 10/31/2002. OMB 0651-0031

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/697,103
	Filing Date	October 31, 2003
	First Named Inventor	Steven A. Rogers
	Group Art Unit	Unknown
	Examiner Name	Unknown
Attorney Docket Number		006389.00004

ENCLOSURES (check all that apply)		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Bradley C. Wright, Registration No. 38,061
Signature	
Date	July 26, 2006

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Steven A. Rogers

Serial No.: 10/697,103

Filed: October 31, 2003

For: ENDPOINT PACKET SCHEDULING
SYSTEM

Group Art Unit: TBA

Examiner: TBA

Atty. Dkt. No. 006389.00004

INFORMATION DISCLOSURE STATEMENT

U.S. Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

In accordance with 37 C.F.R. § 1.56 and 1.97, Applicant(s) provides the following for consideration by the Office during examination of the above-captioned application. This submission is not intended as an admission that any submitted document or reference constitutes prior art against the claims of the present application. Applicant(s) do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Applicant(s) hereby make the following statements, if checked:

- ☐ Enclosed is a PTO Form PTO/SB/08a listing art for consideration by the Examiner, and a copy of each of the identified documents is included if presently required by Office rules and regulations.
- ☐ Pursuant to 37 C.F.R. § 1.97 (b) (1), the undersigned states that the present information disclosure statement is being filed within three months of the filing date

of a national application other than a continued prosecution application under 37 C.F.R. § 1.53 (d).

- ☐ Pursuant to 37 C.F.R. § 1.97 (b) (2), the undersigned states that the present information disclosure statement is being filed within three months of the date of entry of a national stage as set forth in 37 C.F.R. § 1.491 in an international application.
- ☒ Pursuant to 37 C.F.R. § 1.97 (b) (3), the undersigned states that the present information disclosure statement is being filed before the mailing of a first Office action.
- ☐ Pursuant to 37 C.F.R. § 1.97 (b) (4), the undersigned states that the present information disclosure statement is being filed before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. § 1.114.
- ☐ Pursuant to 37 C.F.R. § 1.97 (e) (1), the undersigned states that each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.
- ☐ Pursuant to 37 C.F.R. § 1.97 (e) (2), the undersigned states that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned, upon reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.
- ☐ Pursuant to 37 C.F.R. § 1.704 (d), the undersigned states that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and that the communication was not received by any individual designated in § 1.56 (c) more than thirty days prior to the filing of this information disclosure statement.
- ☒ It is believed no fee is required to make this a complete and timely filing. However, if a fee is required, please charge our Deposit Account No. 19-0733.

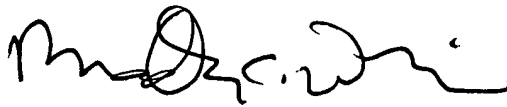
☐ The undersigned hereby authorizes the Office to charge the fee pursuant to 37 C.F.R. § 1.17 (p) to our Deposit Account 19-0733.

☐ OTHER REMARKS: _____

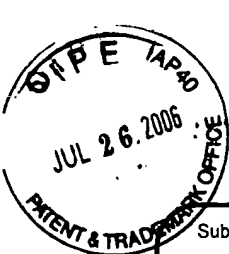
Consideration of this information is respectfully requested, with citation thereto on the face of the issued patent as applicable.

Respectfully submitted,
BANNER & WITCOFF, LTD.

Dated: July 26, 2006

By: 
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BCW/vav



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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	10/697,103
Filing Date	10/31/2003
First Named Inventor	Steven A. Rogers
Group Art Unit	Unknown
Examiner Name	Unknown
Attorney Docket Number	006389.00004

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
	48	WO 01/47162 A1	06/28/2001	Cetacean Networks, Inc.		
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OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	56	Business Communications Review; 9/2003; "Circuit-y New Choices for IP Networks" pp 18-24	
	57	Packet Sequencing: A Layer -2 Wan Switching Technology for Per-Flow Ideal QoS and Secure IP Networking; Steven A. Rogers, Sean S.B. Moore and Curtis A. Siller, Jr.; Abstract pp 1-6;	
	58	Cetacean Networks; www.cetacean.com ; "Cost-Effective IP Networks for High Quality Videoconferencing" 11/2002; PP 1-9	
	59	Copyright @ 2003, Cetacean Networks, Inc.; "A Deterministic Protocol for QoS in IP Networks: Packet Sequencing; Steven A. Rogers, Sean S.B. Moore, Ph.D. and Curtis A. Siller, Jr. Ph.D.; Abstract pp 1-18	
	60	Copyright @ 2003; Packet Sequencing: IP Networks; Sean S.B. Moore, Ph.D.; Cetacean Networks, Inc.; pp 98-107	
	61	Copyright @ 2001; Practical Limits on Network Utilization in Converged IP Networks; Sean S.B. Moore, Ph.D. ; Cetacean Networks, Inc.; pp 1-2	
	62	Distributed Path Reservation Algorithms for Multiplexed all-Optical Interconnection Networks; X, Yuan, R. Melhem and R. Gupta; Abstract; 10 Pages.	
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	65	Clark, M; Jeffay, K; Application - level Measurements of Performance on the vBNS Multimedia Computing and Systems; 1999; IEEE International Conference on June 1999, Vol. 2, 7-11, pp. 362-366 vol. 2	

Examiner Signature	Date Considered
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